

**THE AGUILERA LAW GROUP, APLC**

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Attorney for Plaintiff  
ST. PAUL MERCURY INSURANCE COMPANY

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION**

ST. PAUL MERCURY INSURANCE  
COMPANY, a Minnesota corporation

Plaintiff,

v.

AMERICAN SAFETY INDEMNITY  
COMPANY, an Oklahoma corporation; et  
al.,

Defendants.

Case No.5:12-cv-05952-LHK

**STIPULATION TO DISMISS DEFENDANT  
AMERICAN SAFETY INDEMNITY  
COMPANY; ~~PROPOSED~~ ORDER**

Complaint Filed: November 21, 2012  
Trial Date: No Date Set

IT IS HEREBY STIPULATED by and between Plaintiff ST. PAUL MERCURY INSURANCE COMPANY (“ST. PAUL”) and Defendant AMERICAN SAFETY INDEMNITY COMPANY (“AMERICAN SAFETY”) through their designated counsel that Defendant IRONSHORE only be and hereby is dismissed without prejudice from the above-captioned action pursuant to FRCP 41(a)(1).

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Both Plaintiff ST. PAUL and Defendant AMERICAN SAFETY further stipulate to bear their own costs and fees.

Dated: March 27, 2013

**THE AGUILERA LAW GROUP, APLC**

/s/ Scott La Salle

A. Eric Aguilera  
Scott La Salle  
Attorneys for Plaintiff ST. PAUL MERCURY  
INSURANCE COMPANY

Dated: March 27, 2013

**BOORNAZIAN, JENSEN & GARTHE**

/s/ Alan J. Swerdlow

Alan J. Swerdlow  
Attorneys for Defendant AMERICAN SAFETY  
INDEMNITY COMPANY

**ORDER**

Pursuant to stipulation of Plaintiff ST. PAUL and Defendant AMERICAN SAFETY and good cause existing therefore,

**IT IS HEREBY ORDERED** that defendant AMERICAN SAFETY only may be dismissed without prejudice, with each party to bear their own costs and fees.

Dated: April 2, 2013

Lucy H. Koh  
Hon. Lucy H. Koh  
Judge of the District Court